

1 Goldsmith & Guymon, P.C.  
2 Marjorie A. Guymon  
3 Nevada Bar No. 4983  
4 2055 N. Village Center Circle  
5 Las Vegas, Nevada 89134  
Telephone: (702) 873-9500  
Facsimile: (702) 873-9600  
E-mail: [mguymon@goldguylaw.com](mailto:mguymon@goldguylaw.com)  
5 Attorneys for Frank Raymon Lee

6 **UNITED STATES BANKRUPTCY COURT**

7 **DISTRICT OF NEVADA**

8 In re: ) BK-S-06-10725 LBR  
9 USA COMMERCIAL MORTGAGE COMPANY, ) BK-S-06-10726 LBR  
10 Debtor. ) BK-S-06-10727 LBR  
BK-S-06-10728 LBR  
BK-S-06-10729 LBR

11 USA CAPITAL REALTY ADVISORS, LLC, )  
12 Debtor. )  
13 ) Chapter 11

14 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, )  
15 Debtor. )

16 USA CAPITAL FIRST TRUST DEED FUND, LLC, )  
17 Debtor. )

18 USA SECURITIES, LLC, )  
19 Debtor. )

20 Affects: )  
21  All Debtors )  
22  USA Commercial Mortgage Company )  
23  USA Securities, LLC )  
24  USA Capital Realty Advisors, LLC )  
25  USA Capital Diversified Trust Deed Fund, LLC )  
25  USA First Trust Deed fund, LLC )

26 **NOTICE OF APPEARANCE**

27 **TO: CLERK OF THE BANKRUPTCY COURT AND ALL INTERESTED PARTIES**

28 **PLEASE TAKE NOTICE** that Marjorie A. Guymon, Esq. of GOLDSMITH &

1 GUYMON, P.C., as attorneys for Frank Raymon Lee, provides notice of appearance pursuant to  
2 F.R.B.P. Rule 9010(b).

3 Goldsmith & Guymon, P.C.  
4 Attention: Marjorie A. Guymon  
5 2055 N. Village Center Circle  
6 Las Vegas, Nevada 89134  
7 Telephone: (702)873-9500  
8 Facsimile:(702) 873-9600  
9 bankruptcy@goldguylaw.com

10 DATED: May 23, 2006.

11 GOLDSMITH & GUYMON, P.C.  
12 By:   
13 Marjorie A. Guymon, Esq.  
14 Nevada Bar No. 4983  
15 Attorneys for Frank Raymon Lee

**CERTIFICATE OF MAILING**

I hereby certify that I mailed a true and correct copy of the foregoing NOTICE OF APPEARANCE on June 9, 2006, to those on the attached matrix.

Dated this 9 day of June 2006.

An Employee of Goldsmith & Guymon, P.C.

ANNETTE W. JARVIS  
RAY QUINNEY & NEBEKER P.C.  
36 SOUTH STATE STREET, SUITE 1400  
P.O. BOX 45385  
SALT LAKE CITY, UTAH 84145-0385

OFFICE OF THE U.S. TRUSTEE  
600 LAS VEGAS BLVD., SOUTH, STE. 4300  
LAS VEGAS, NV 89101

USA SECURITIES, LLC – UNSECURED  
CREDITORS  
JAMES HULL  
C/O SIGNATURE FINANCIAL  
2601 AIRPORT DRIVE  
TORRANCE, CA 90505

UNSECURED CREDITORS COMMITTEE FOR USA  
COMMERCIAL MORTGAGE COMPANY  
BUNCH, DELL  
1909 RED ROBIN COURT  
LAS VEGAS, NV 89134

RUSSELL AD DEVELOPMENT GROUP, LLC  
P.O. BOX 28216  
SCOTTSDALE, AZ 85255

ROBERT L. HAGMAIER  
15254 CANDLEWOOD COURT  
LAKE OSWEGO, OR 97035

COMMITTEE OF EQUITY SECURITY  
HOLDERS OF USA CAPITAL FIRST TRUST  
DEED FUND, LLC.  
ROBERT E. TAYLOR  
1535 FLYNN ROAD  
CAMARILLO, CA 93012

JOHN H. WARNER, JR.  
2048 NORTH CHETTRO TRAIL  
ST. GEORGE, UT 84770

WEN BALDWIN SEPARATE PROPERTY  
TRUST  
365 DOOLEY DRIVE  
HENDERSON, NV 89015

COMMITTEE OF EQUITY SECURITY  
HOLDERS OF USA CAPITAL DIVERSIFIED  
TRUST DEED FUND, LLC.  
ROBERT G. WORTHEN  
1112 WORTHEN CIR.  
LAS VEGAS, NV 89145

LENARD E. SCHWARTZER  
JEANETTE E. MCPHERSON  
SCHWARTZER & MCPHERSON LAW FIRM  
2850 SOUTH JONES BOULEVARD, SUITE 1  
LAS VEGAS, NEVADA 89146-5308

USA CAPITAL REALTY ADVISORS, LLC –  
UNSECURED CREDITORS  
KUMMER, KAEMPFER, BONNER & RENSHAW  
3800 HOWARD HUGHES PKWY., 7TH FLOOR  
LAS VEGAS, NV 89109

GEORGE GORMAN  
C/O FINANCIAL WEST GROUP  
4510 E. THOUSAND OAKS BLVD.  
THOUSAND OAKS, CA 91362  
R. HAGMAIER  
C/O FINANCIAL WEST GROUP  
4510 E. THOUSAND OAKS BLVD.  
THOUSAND OAKS, CA 91362

C/O DONALD R. WALKER  
9209 EAGLE HILLS DR.  
LAS VEGAS, NV 89134-6109

ROBERT A. RUSSELL  
8585 EAST HARTFORD DR., SUITE 500  
SCOTTSDALE, AZ 85255

JEFFREY H. DAVIDSON  
FRANK A. MEROLA  
EVE H. KARASKI  
STUTMAN, TREISTER & GLATT, P.C.  
1901 AVENUE OF THE STARS, 12TH FLOOR  
LOS ANGELES, CA 90067

C/O CHUCK HEINRICH  
198 EL PAJARO  
NEWBURY PARK, CA 91320

MARY E. AND MATTHEW J. MORO,  
JTWROS  
1009 8TH ST  
MANHATTAN BEACH, CA 90266

JERRY T. MCGIMSEY  
3115 SOUTH EL CAMINO RD.  
LAS VEGAS, NV 89146-6621

KATZ 2000 SEPARATE PROPERTY TRUST  
SARA M. KATZ, MANAGING TRUSTEE  
4250 EXECUTIVE SQUARE, #670  
SAN DIEGO, CA 92037

USA COMMERCIAL MORTGAGE  
USA CAPITAL REALTY ADVISORS, LLC  
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC  
USA CAPITAL FIRST TRUST DEED FUND, LLC  
USA SECURITIES, LLC  
THOMAS J. ALLISON  
4484 SOUTH PECS ROAD  
LAS VEGAS, NV 89121

INTERSHOW  
THE GITHLER CENTER  
1258 NORTH PALM AVE.  
SARASOTA, FL 34236

TIM RICH  
C/O FINANCIAL WEST GROUP  
4510 E. THOUSAND OAKS BLVD.  
THOUSAND OAKS, CA 91362

ADVANCED INFORMATION SYSTEMS  
C/O MICHAEL T. YODER  
4270 CAMERON STREET, SUITE #1  
LAS VEGAS, NV 89103

ANNEE NOUNNA  
8057 LANDS END COURT  
LAS VEGAS, NV 89117-7635

JAMES PATRICK SHEA  
CANDACE C. CARLYON  
SHEA & CARLYON, LTD.  
233 S. FOURTH STREET, 2ND FLOOR  
LAS VEGAS, NV 89101

JOHN WARNER JR., IRA  
C/O FIRST SAVINGS BANK  
2605 EAST FLAMINGO RD  
LAS VEGAS, NV 89121

RICHARD G. WOUDSTRA REVOCABLE  
TRUST  
RICHARD G. WOUDSTRA, TTEE  
P.O. BOX 530025  
HENDERSON, NV 89053

RICHARD HOROWITZ  
5 FIR DR.  
KINGS POINT, NY 11024

THOMAS C. LAWYER FAMILY TRUST  
45 VENTANA CANYON DR.  
LAS VEGAS, NV 89113

MARJAN RUTAR  
4043 CHALFON COURT  
LAS VEGAS, NV 89121

CHARLES O. NICHOLS AND FLORA A.  
NICHOLS  
2561 SEASCAPE DR.  
LAS VEGAS, NV 89128

ROBERT H. MANSFIELD  
3611 VICTORY AVENUE  
LAS VEGAS NV 89121-7224

\*/COMMITTEE OF HOLDERS OF EXECUTORY  
CONTRACT RIGHTS THROUGH USA  
COMMERCIAL MORTGAGE COMPANY  
FERTITTA ENTERPRISES, INC.  
2960 W. SAHARA AVE., SUITE 200  
LAS VEGAS, NV 89102

WILLIAM J. BULLARD  
FERTITTA ENTERPRISES, INC.  
P.O. BOX 27555  
LAS VEGAS, NV 89126-1555

HELMS HOMES, LLC  
C/O TERRY HELMS  
809 UPLAND BLVD.  
LAS VEGAS NV 89107

TERRY HELMS LIVING TRUST  
809 UPLAND BLVD.  
LAS VEGAS NV 89107

DENNIS FLIER, INC. DEFINED BENEFIT  
TRUST  
20155 PORTO VITA WAY #1803  
AVENTURA, FL 33180

ARTHUR POLACHECK AND GLORIANNE  
POLACHECK  
2056 WOODLAKE CIR.  
DEERFIELD BEACH FL 33442

JAMES W. MCCOLLUM & PAMELA P.  
MCCOLLUM  
1011 F. AVENUE  
CORONADO, CA 92118

HOMFELD II, LLC  
777 SOUTH FEDERAL HIGHWAY  
SUITE N-409  
POMPANO BEACH, FL 33062

C/O EDWARD W. HOMFELD  
858 BISHOP ROAD  
GROSSE POINTE PARK, MI 48230

GOVERNMENTAL and REGULATORY  
ENTITIES  
NEVADA MORTGAGE LENDING DIVISION  
ATTN: SUSAN ECKHARDT  
3075 EAST FLAMINGO #100  
LAS VEGAS, NV 89121

U.S. SECURITIES AND EXCHANGE  
COMMISSION  
ATTN: SANDRA W. LAVIGNA.  
5670 WILSHIRE BLVD., 11TH FLOOR  
LOS ANGELES, CA 90036-3648

PENSION BENEFIT GUARANTY  
CORPORATION  
OFFICE OF THE CHIEF COUNSEL  
1200 K. STREET, N.W.  
WASHINGTON, D.C. 20005-4026

DEPARTMENT OF EMPLOYMENT  
TRAINING  
EMPLOYMENT SEC DIV, CONTRIBUTIONS  
SECTION  
500 EAST THIRD STREET  
CARSON CITY, NV 89713-0030

DMV AND PUBLIC SAFETY RECORDS  
SECTION  
555 WRIGHT WAY  
CARSON CITY, NV 89711-0250

EMPLOYERS INSURANCE CO. OF NV  
ATTN: BANKRUPTCY DESK  
9790 GATEWAY DRIVE  
RENO, NV 89521-5906

NV DEPT OF TAXATION  
BANKRUPTCY DIVISION  
555 EAST WASHINGTON, #1300  
LAS VEGAS, NV 89101

INTERNAL REVENUE SERVICE  
ATTN: BANKRUPTCY DEPT.  
STOP 5028  
110 CITY PARKWAY  
LAS VEGAS, NV 89106

SECRETARY OF STATE  
STATE OF NEVADA  
202 NORTH CARSON STREET  
CARSON CITY, NV 89701

NV DEPARTMENT OF TAXATION  
REVENUE DIVISION  
CAPITOL COMPLEX  
CARSON CITY, NV 89710-0003

OFFICE OF LABOR COMMISSIONER  
555 EAST WASHINGTON AVE., SUITE 4100  
LAS VEGAS, NV 89101

U.S. ATTORNEY  
DISTRICT OF NEVADA  
323 LAS VEGAS BLVD. SO, #5000  
LAS VEGAS, NV 89101

UNITED STATES DEPT. OF JUSTICE  
TAX DIVISION – WESTERN REGION  
P.O. BOX 683 – BEN FRANKLIN STATION  
WASHINGTON, D.C. 20044

DISTRICT COUNSEL  
INTERNAL REVENUE SERVICE  
110 CITY PARKWAY  
LAS VEGAS, NV 89106

INTERNAL REVENUE SERVICE  
OGDEN, UT 84201

FHA/HUD  
DISTRICT OFFICE  
333 NORTH RANCHO DR., #700  
LAS VEGAS, NV 89106-3797

DEPT. OF VETERANS AFFAIRS  
LOAN SERVICE AND CLAIMS  
3225 NORTH CENTRAL  
PHOENIX, AZ 85012

CLARK COUNTY TREASURER  
C/O BANKRUPTCY CLERK  
P.O. BOX 551220  
LAS VEGAS, NV 89155-1220

CLARK COUNTY ASSESSOR  
C/O BANKRUPTCY CLERK  
P.O. BOX 551401  
LAS VEGAS, NV 89155-1401

EDWARD W. HOMFELD  
HOMFELD II, LLC  
777 SOUTH FEDERAL HIGHWAY, SUITE  
N-409  
POMPANO BEACH, FLORIDA 33062

MARGIE GANDOLFO  
1724 ARROW WOOD DRIVE  
RENO, NV 89521

MICHAEL R. SHULER  
C/O JAY R. EATON  
EATON & O'LEARY, PLLC  
115 GROVE AVENUE  
PRESCOTT, AZ 86301

JANET L. CHUBB, ESQ.  
JONES VARGAS  
100 WEST LIBERTY STREET, 12TH FLOOR  
P.O. BOX 281  
RENO, NV 89504-0281

VINCE DANELIAN  
C/O EDWARD J. HANIGAN, ESQ.  
199 N. ARROYO GRANDE BLVD., #200  
HENDERSON, NV 89074

PETER BOLINO  
17412 SERENE DRIVE  
MORGAN HILL, CA 95037

SCOTT D. FLEMING  
HALE LANE PEEK DENNISON AND  
HOWARD  
3930 HOWARD HUGHES PARKWAY, 4TH  
FLOOR  
LAS VEGAS, NV 89109

GILBERT B. WEISMAN  
BECKET AND LEE LLP  
P.O. BOX 3001  
MALVERN, PA 19355-0701

JED A. HART  
ANGELO, GORDON & CO.  
245 PARK AVENUE, 26TH FLOOR  
NEW YORK, NY 10167

NOTICES OF APPEARANCE/REQUESTS  
FOR NOTICE  
DON TOMLIN  
C/O DAVID W. MOUNIER  
15316 SKY HIGH ROAD  
ESCONDIDO, CA 92025

RICHARD MCKNIGHT, ESQ.  
LAW OFFICES OF RICHARD MCKNIGHT  
330 S. THIRD STREET, #900  
LAS VEGAS, NV 89101

JANNY CATHARINA BROUWER  
2533 KINNARD AVENUE  
HENDERSON, NV 89074

KERMIT KRUSE  
2710 ALBANY AVENUE  
DAVIS, CA 95616

MARTIN B. WEISS, ESQ.  
THE GARRETT GROUP, LLC  
ONE BETTERWORLD CIRCLE, SUITE 300  
TEMECULA, CA 92590

WILLIAM L. MCGIMSEY, ESQ.  
601 EAST CHARLESTON BLVD.  
LAS VEGAS, NV 89104

STAN WOLKEN

NILE LEATHAM  
JAMES B. MACROBBIE  
KOLESAR & LEATHAM, CHTD  
3320 WEST SARAH AVE., SUITE 380  
LAS VEGAS, NV 89102-3202

CARYN S. TIJSELING  
BEESLEY, PECK & MATTEONI, LTD  
5011 MEADOWOOD MALL WAY, #300  
RENO, NV 89502

BRADLEY J. STEVENS  
ROBBINS & GREEN, P.A.  
3300 NORTH CENTRAL AVENUE, SUITE  
1800  
PHOENIX, AZ 85012

MARYETTA BOWMAN  
534 ENCHANTED LAKES DRIVE  
HENDERSON, NV 89052

RJ ROCCO  
12617 COTTAGEVILLE LANE  
KELLER, TX 76248

ROBERT R. KINAS, ESQ.  
JENNIFER L. McBEE  
SNELL & WILMER, LLP  
3800 HOWARD HUGHES PKWY., #1000  
LAS VEGAS, NV 89109

KELLY J. BRINKMAN, ESQ.  
GOOLD PATTERSON, ALEX & DAY  
4496 SOUTH PECOS ROAD  
LAS VEGAS, NV 89121

ATTILA JEFZENSZKY  
1720 COLAVITA WAY  
RENO, NV 89521

PAUL & DONNA JACQUES  
810 SE 7TH STREET, A103  
DEERFIELD BEACH, FL 33441

SEAN NAJARIAN, ESQ.  
THE NAJARIAN LAW FIRM  
283 S. LAKE AVENUE, SUITE 205  
PASADENA, CA 91101

LAUREL E. DAVIS  
LIONEL SAWYER & COLLINS  
1700 BANK OF AMERICA PLAZA  
300 SOUTH FOURTH STREET  
LAS VEGAS, NV 89101

NICHOLAS J. SANTORO  
400 SOUTH FOURTH STREET 3RD FLOOR  
LAS VEGAS, NV 89101

CiCi CUNNINGHAM, JAMES A. KOHL  
CHRISTINE ROBERTS  
RAWLINGS, OLSON, CANNON, GORMLEY  
& DESRUISEAUX  
9950 WEST CHEYENNE AVE.  
LAS VEGAS, NV 89129

GERALD M. GORDON  
THOMAS H. FELL  
GORDON & SILVER, LTD  
3960 HOWARD HUGHES PARKWAY, 9TH FLOOR  
LAS VEGAS, NV 89109

KEVIN B. CHRISTENSEN  
XANNA R. HARDMAN  
7440 W. SAHARA AVE.  
LAS VEGAS, NV 89117

PETER SUSI  
JAY L. MICHAELSON  
MICHAELSON, SUSI & MICHAELSON  
SEVEN WEST FIGUEROA ST. 2ND FLOOR  
SANTA BARBARA, CA 93101-3191

ERVEN T. NELSON  
BOLICK & BOYER  
6060 W. ELTON AVENUE, SUITE A  
LAS VEGAS, NV 89107

ROBERT VERCHOTA, GENERAL PARTNER  
R&N REAL ESTATE INVESTMENTS, LP  
c/o JEFFREY A. COGAN  
3990 VEGAS DRIVE  
LAS VEGAS, NV 89108

JOHN F. MURTHA  
WOODBURN & WEDGE  
SIERRA PLAZA  
6100 NEIL ROAD, STE. 500  
P.O. BOX 2311  
RENO, NV 89505

FRANKLIN C. ADAMS  
BEST BEST & KRIEGER LLP  
3750 UNIVERSITY AVE.  
P.O. BOX 1028  
RIVERSIDE, CA 92502-1028

RICHARD MASON  
PATRICIA K. SMOOTS  
MICHAEL M. SCHMAHL  
McGUIRE WOODS, LLP  
77 WEST WACKER DR., SUITE 4100  
CHICAGO, IL 60601

JOAN C. WRIGHT  
ALLISON, MacKENZIE, RUSSELL, PAVLAKIS,  
WRIGHT & FAGAN, LTD.  
402 NORTH DIVISION STREET  
P.O. BOX 646  
CARSON CITY, NV 89702

MATTHEW Q. CALLISTER  
CALLISTER & REYNOLDS  
823 LAS VEGAS BOULEVARD SOUTH  
LAS VEGAS, NV 89101

LAW OFFICES OF JAMES G. SCHWARTZ  
JOSHUA D. BRYSK, ESQ.  
7901 STONERIDGE DRIVE, SUITE 401  
PLEASANTON, CA 94588

**U.S. TRUSTEE - LV - 11**  
300 LAS VEGAS BOULEVARD S.  
SUITE 4300  
LAS VEGAS, NV 89101

JEFFREY G. SLOANE  
REGINA M. McCONNELL  
KRAVITZ, SCHNITZER, SLOANE, JOHNSON, &  
EBERHARDY, CHTD.  
1389 GALLERIA DR., SUITE 200  
HENDERSON, NV 89014

DONALD T. POLEDNAK  
7371 PRAIRIE FALCON, SUITE 120  
LAS VEGAS, NV 89128

BAY COMMUNITIES  
C/O CHRIS el  
4800 NO. FEDERAL HIGHWAY, SUITE A205  
BOCA RATON, FL 33431

ANDREW WELCHER  
c/o NORDMAN CORMANY HAIR & COMPTON  
LLP  
ATTN: WILLIAM E. WINFIELD, ESQ.  
1000 TOWN CENTER DRIVE, 6TH FLOOR  
P.O. BOX 9100  
OXNARD, CA 93031

SCOTT K. CANEPA  
CANEPA, RIEDY & RUBINO  
851 S. RAMPART BLVD. #160  
LAS VEGAS, NV 89145